

Remarks

Claims 3-25 are canceled.

Claims 1 and 2 are amended.

Claims 1 and 2 are now the only claims of this application and are under consideration.

Claims 1 and 2 are amended to be limited to compounds of formula C. Further, the following limitations also apply: n is 1 and R₅ is a group of formula I.

Provisos at the end of claim 1 are deleted as unnecessary. Claim 2 is amended to be consistent with claim 1.

No new matter is added.

Applicants reserve the right to file one or more divisional applications aimed at the non-elected, canceled subject matter.

The Examiner states that claims 1 and 2 are allowable upon cancellation of non-elected subject matter.

Applicants understanding of the Action is that further restriction applies, that is, where at least one of G₁ or G₂ is halogen.

Alternatively, Applicants have amended claim 1 to be strictly limited to a compound of formula C where n is 1 and where R₅ is a hindered amine moiety of formula I, that is hindered piperidine benzotriazole-hydroxyhydrocinnamate compounds. The group G₁ is hydrogen or halogen and the group G₂ is hydrogen or is chosen from a series of heteroatom containing substituents.

Applicants kindly request the present compounds of formula C to be examined as one invention. It is believed examination of the present compounds so limited will not place an undue burden on the Examiner. Applicants submit that present formula C is a proper Markush group with a single inventive concept.

Applicants point out that the majority of the specific compounds of original claim 2 are of present formula C according to amended claim 1. A significant number of the present compounds of formula C are reduced to practice as displayed in the working Examples.

The elected ultimate specie, as outlined in the Election filed Aug. 25, 2003, is the compound of present working Example 1: 1-(2-hydroxy-2-methylpropoxy-2,2,6,6-tetramethyl-piperidin-4-yl 3-(5-chlorobenzotriazol-2-yl)-5-tert-butyl-4-hydroxyhydrocinnamate, found on page 44 of the specification. The compound is also component (a) of present claim 2 and therefore reads on both claims 1 and 2.

The help of the Examiner in this matter is greatly appreciated.

Applicants submit that the present compounds are patentable and respectfully request that they be found allowable.

Ciba Specialty Chemicals Corp.
540 White Plains Road
P.O. Box 2005
Tarrytown, NY 10591-9005
Tel. (914)785-2783
Fax (914)785-7102

Respectfully submitted,



Tyler A. Stevenson
Agent for Applicants
Reg. No. 46,388